

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Christian LAROQUE et al

Appln. No.: 09/605,881

Filed: June 29, 2000



Attorney Docket Q59841

Group Art Unit:

Examiner:

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Technology Center 2600

For: METHOD OF MONITORING THE USE OF A CHARGEABLE DYNAMIC
SIGNALING PORT OF AN INTER-EXCHANGE TRUNK

**RENEWED PETITION UNDER 37 CFR 1.47(a) IN RESPONSE TO DECISION
MAILED OCTOBER 25, 2000**

OFFICE OF PETITIONS
Assistant Commissioner for Patents
Box DAC
Washington, D.C. 20231

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OFFICE OF PETITIONS

Sir:

A petition was filed September 21, 2000 seeking to permit examination of this application to proceed without the execution of an oath or declaration by one of the inventors, Christian Laroque. In a Decision mailed October 25, that petition was denied on the grounds that it was not clear from the petition if the inventor had been presented with a complete set of application papers when his signature was sought.

As explained in the new DECLARATION accompanying this renewed petition, the inventor had already reviewed and understood a French version of the specification, and may therefore have not been presented with the English version at the time his signature was sought. But to be certain of compliance with USPTO requirements, the assignee has since that time twice more sent a complete copy of the application papers to the unwilling inventor, once on

November 14, 2000 and again on November 30, 2000. The inventor has again refused to execute the papers.

It is noted that the accompanying declaration of Michele Bruneel refers to Exhibits 1, 5, 6 and 7. The undersigned assisted in the preparation of the declaration, and can attest that there are no other exhibits missing, but that these exhibits were all that were intended to be referred to. It is also noted that Paragraph 6 refers to an email, and in case there is any confusion it is noted that this email is the same email appearing as Exhibit 2 in the earlier declaration of Michele Bruneel submitted on September 21, 2000, and it appears now as the last page of Exhibit 1.

Finally, it is noted that first and last pages of Exhibit 1 as well as Exhibit 7 are in French. Attached to this Petition are Exhibits A (an English translation of the first page of Exhibit 1 of the new Declaration of Michele Bruneel), Exhibit B, an English translation of the last page of Exhibit 1) and Exhibit C (an English translation of Exhibit 7). These translations were prepared by the undersigned with the assistance of commercial language translation software, and are true and accurate translations.

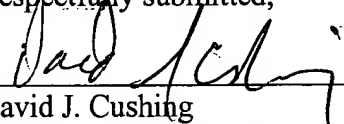
In light of the accompanying evidence submitted, it is again requested that examination of the present application be permitted to proceed under 37 CFR 1.47(a).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

Renewed Petition Under 37 C.F.R. § 1.47(a)...
USSN 09/605,881

Code and that such willful false statements may jeopardize the validity of the application or any
patent issuing thereon.

Respectfully submitted,



David J. Cushing
Registration No. 28,703

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Date: January 25, 2001

Translation of Email of December 15, 2000



Sir,

You have sent me papers to sign concerning the patent applications in the USA.

As I have already indicated 6 months ago to one of your colleagues, I refuse to sign the papers.

Alcatel refuses to give potential patent bonuses to its ex-employees which I find abnormal. That I am or am not today on Alcatel's payroll does not change the fact that I am the inventor of the patent of which Alcatel can benefit.

Please let me know whether or not I should return the unsigned papers to you.

Very truly yours,

Christian Laroque

Exhibit A

Translation of email of May 29, 2000

During this past February, you sent me declaration and assignment forms concerning the filing of a patent application in the US.

Yr. Ref: 102350/ES/ESD/MBJ

I left the Alcatel group last August, and ABS refuses to pay some bonuses to inventors who have left the group.

I have therefore not returned the declaration and will not return it.

I received another request of the same type, for another patent, last week but this request came directly from ABS.

I won't send back the papers as long as ABS won't agree to pay me the bonus that is due me. (I performed the work that permitted the filing of the patent, and I ask merely to receive the same patent bonuses as are received by employees of the group).

greetings.



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Exhibit B